

CROMPTON | SEAGER | TUFTE | LLC

Patent, Trademark & Copyright Attorneys

1221 Nicollet Avenue, Suite 800
Minneapolis, Minnesota 55403-2420
Phone 612.677.9050
Fax 612.359.9349

**RECEIVED
CENTRAL FAX CENTER****MAY 13 2005****FAX TRANSMISSION**

DATE: May 13, 2005

TO: Commissioner for Patents
Attn: Office of OIPE Filing Receipt Correction
P.O. Box 1450
Alexandria, VA 22313-1450

FROM: David M. Crompton

OUR REF: 1001.1451103
TELEPHONE: (612) 667-9050

Total pages, including cover letter: 7

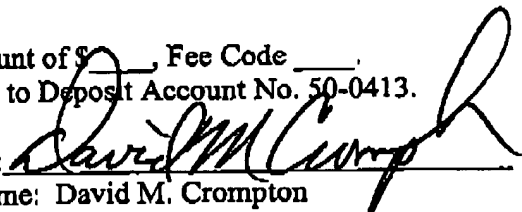
PTO FAX NUMBER: 703-746-9195

If you do NOT receive all of the pages, please telephone us at (612) 677-9050, or fax us at (612) 359-9349.

Title of Document(s) Transmitted: REQUEST FOR CORRECTED FILING RECEIPT, COPY OF
FILING RECEIPT, COPY OF ORIGINALLY FILED
CONTINUATION APPLICATION TRANSMITTAL LETTER

Applicant: Kevin W. Smith
Serial No.: 09/854,812
Filed: May 14, 2001
Group Art Unit: 3739
Our Ref. No.: 1001.1451103
Confirmation No.: 8879
Customer No.: 28075

Please charge Deposit Account No. 50-0413 in the amount of \$____, Fee Code ____.
Please charge any additional fees or credit overpayment to Deposit Account No. 50-0413.

By: 
Name: David M. Crompton
Reg. No. 36,772

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.


Name: Kathleen L. Boekley

May 13, 2005
Date

COPY
PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Appln. of:

Kevin W. Smith

Serial No.: Unknown

Filed: May 14, 2001

For: POLYPECTOMY SNARE INSTRUMENT

Docket No.: 1001.1451103

Examiner in the immediately
preceding parent case: M. Peffley

Anticipated Group Art Unit: 3739

Honorable Commissioner of Patents and Trademarks
Box Patent Application
Washington, D.C. 20231

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EL837557540US, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231 on this 14th day of May, 2001.

By Kathleen L. Boekley
Kathleen L. Boekley

Dear Sir:

This is a request for filing a continuation application, under 37 CFR §1.53(b), of pending prior application Serial No. 09/369,724 filed on August 6, 1999, for an invention entitled: **POLYPECTOMY SNARE INSTRUMENT**.

1. Enclosed is a copy of the prior application, including the inventor's DECLARATION of August 6, 1999, as originally filed on August 9, 1999.
2. I hereby verify that the enclosed papers are a true copy of prior application Serial No. 09/369,724 as filed on August 6, 1999, and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

COPY

3. Cancel in this application original Claims 2-41 of the prior application before calculating the filing fee. At least one original independent claim has been retained for filing purposes.
4. The filing fee is calculated below, pursuant to the Preliminary Amendment, a copy of which is filed herewith:

| CLAIMS AS FILED | | | | | | |
|---------------------------------------|---------------------|---------------------|--------------|-----|-------|----------|
| FOR: | (1) No. Filed | (2) No. Extra | SMALL ENTITY | | OTHER | |
| | | | RATE | FEE | RATE | FEE |
| BASIC FEE | 1 | 0 | \$355 | \$ | \$710 | \$710.00 |
| TOTAL CLAIMS | 20-20= | 0 | X 9= | \$ | X 18= | \$0 |
| INDEPENDENT CLAIMS | 4-3= | 1 | X 40= | \$ | X 80= | \$80 |
| () MULTIPLE DEPENDENT CLAIM PRESENTED | | | +135= | \$ | +270= | \$0 |
| TOTAL | | | | \$ | | \$790.00 |

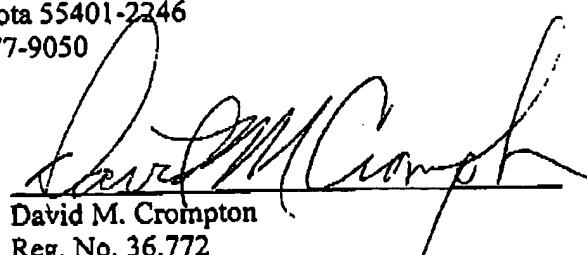
5. The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No. 50-0413.
6. A check in the amount of \$ 790.00 is enclosed to cover the filing fee.
7. Amend the specification by inserting the following paragraph immediately following the title of the invention at page 1, line 3: --This application is a continuation of pending U.S. Application Serial No. 09/369,724, filed August 6, 1999.--
8. This patent application is assigned to SciMed Life Systems, Inc. pursuant to the Assignment recorded on Reel 011438, Frame 0487.
9. A Preliminary Amendment is enclosed.
10. The power of attorney in the prior application is to CROMPTON, SEAGER & TUFTE, LLC. The power appears in the papers in the prior application file.

COPY

11. Address all future communications to:

David M. Crompton
CROMPTON, SEAGER & TUFTE, LLC
331 Second Avenue South
Suite 895
Minneapolis, Minnesota 55401-2246
Tel: (612) 677-9050

Date

5/14/01
David M. Crompton
Reg. No. 36,772

David M. Crompton
CROMPTON, SEAGER & TUFTE, LLC
331 Second Avenue South, Suite 895
Minneapolis, Minnesota 55401-2246
Telephone: (612) 677-9050
Facsimile: (612) 359-9349